

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

MARCUS HILLIARD,)	
)	
Plaintiff,)	
)	
v.)	No. 1:20-cv-01144
)	
NATIONAL BOARD OF MEDICAL)	Hon. Martha M. Pacold
EXAMINERS,)	
)	
Defendant.)	
_____)	

**MOTION TO DISMISS BY
DEFENDANT NATIONAL BOARD OF MEDICAL EXAMINERS**

Pursuant to Fed. R. Civ. P. 12(b)(1), Defendant National Board of Medical Examiners (“NBME”) hereby moves to dismiss the complaint for lack of subject matter jurisdiction on the grounds that Plaintiff Marcus Hilliard lacks standing to assert his claim under Title III of the Americans with Disabilities Act. The grounds for this motion are set forth more fully in the accompanying memorandum of law.

Wherefore, NBME requests that the Complaint be dismissed for lack of subject matter jurisdiction.

Dated: March 17, 2020

Respectfully submitted,

/s/ Jillian Sommers
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Attorneys for National Board of Medical Examiners

CERTIFICATE OF SERVICE

On this date I caused to be served on each of the attorneys identified below, via CM/ECF and email, a copy of the foregoing document:

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Dated: March 17, 2020

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